

FROM :



FAX NO. : 7137456339

Nov. 24 2005 02:33AM P2

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Aggarwal, et al.

Serial No.: 10/602,303

Filed: June 24, 2003

For: Treatment Of Human Multiple Myeloma By  
Curcumin

Group Art Unit: 1614

Examiner: Cook, Rebecca

Atty. Dkt. No.: CLFR:234US

**CERTIFICATE OF FACSIMILE TRANSMISSION**  
37 C.F.R. § 1.8

I certify that this correspondence is being transmitted to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450, facsimile number (703) 872-9306 on the date  
below:

11/29/05  
Date

*MDeLaPaz*  
Monica A. De La Paz

**DECLARATION**

I, Bharat B. Aggarwal, hereby declare as follows:

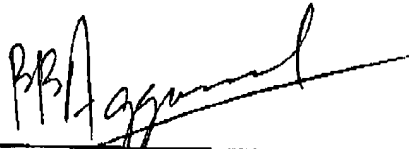
1. I am the inventor of the subject matter disclosed and claimed in the referenced patent application.
2. I understand that as set forth in the Office Action from the Patent and Trademark Office (dated August 8, 2005), the Patent and Trademark Examiner has found the claimed subject matter of the referenced application to be anticipated and obviated by the publication of Bharti et al. (Blood 101:1053-1062, 2003, cited as "CAPLUS DN 139:30341 (Bharti et al.)" in the Office Action).
3. I am submitting this declaration to set forth evidence demonstrating that the authors of the foregoing article that were not named as inventors did not, in fact, make an inventive contribution to the subject matter.

4. The authors of Bharti et al. that were not named as inventors were Alok C. Bharti, Nicholas Donato, and Sujay Singh. None of these individuals made an inventive contribution to the subject matter of the claims. Alok C. Bharti performed the experiments under my supervision. Nicholas Donato provided us the cell lines. Sujay Singh provided us the peptide used in the paper. Each of these individuals operated under my direction with respect to the studies that the individual carried out, and did not contribute conceptually to the subject matter of the invention.

5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Date: \_\_\_\_\_

11/23/05

  
Bharat B. Aggarwal